HONOURABLE SRI G.S. SINGHVI, THE CHIEF JUSTICE

and

HONOURABLE SRI JUSTICE C.Y. SOMAYAJULU

WRIT PETITION NO : 18150 of 2002

Between:

C. Raghava Reddy S/o C. Chandra Reddy,

R/o Door No. 2-2-1105/26-4/1-A. Tilak Road,
Hyderabad-500 044

..... PETITIONER

AND

The Government of Andhra Pradesh represented by its Secretary,
Irrigation & Command Area Development Department Secretariat
Buildings, Hyderabad and others.

::ORDER::

Counsel for the Petitioner : MR.D.V.SITARAMAMURTHY

Counsel for the Respondents :GP FOR IRRIGATION & COMMAND AREA DEVELOPMENT. & Advocate General

.....RESPONDENTS

15th December, 2005

HCJ & CYSJ

W.P. No.18150 of 2002

Per G.S. Singhvi, CJ

This is a petition for quashing the action taken by respondents to cancel the contract awarded to the petitioner for execution of formation of reservoir across Peddagedda near Jamparakotagedda Village, Palakonda Mandal, Srikakulam District and allot necessary funds for speedy execution of the work.

After arguing the case at length, learned counsel for the petitioner made a request that his client may be permitted to withdraw the writ petition with liberty to avail alternative remedy of Civil Suit.

The learned Government Pleader says that he does not have any objection.

In view of the above, the writ petition is dismissed as withdrawn with liberty to the petitioner to avail the alternative remedy of Civil Suit.

While granting leave to the petitioner to withdraw the writ petition, we deem it proper to observe that if the learned counsel had called upon the Court to finally adjudicate on the prayer made in the writ petition, perhaps, his client would have suffered a negative result with exemplary costs, because, at his instance, the execution of a project meant to benefit the people in rural part of the State had been stalled by virtue of order dated 29.1.2003 passed in W.P.M.P.No.2693

of 2003.

G.S. SINGHVI, CJ

15th December, 2005

C.Y. SOMAYAJULU, J

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